PTO/SB/21 (02-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/633.297 TRANSMITTAL Filing Date July 31, 2003 **FORM** First Named Inventor Al M. Arellanes Art Unit (to be used for all correspondence after initial filing) 3671 **Examiner Name** Tara L. Mayo Attorney Docket Number 21 **GEO 301C** Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication X Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC X (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a After Final **Proprietary Information** Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Request for Refund **Express Abandonment Request** Information Disclosure Statement CD, Number of CD(s) Remarks **Certified Copy of Priority** Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm M. Matthews Hall, Esq. Kolisch Hartwell, P.C. Individual name Signature Matt Date March 29, 2004 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Renee Knight Date Signature March 29, 2004 This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (10-03) Approved for use through 07/31/2006. OMB 0651-0032

Paperwork Reduction Act of 1995, no persons are required to r		emark Office; U.S. DEPARTMENT OF COMMERCI ation unless it displays a valid OMB control number
EE TRANSMITTAL	Con	nplete if Known
EE IKANSIVIIIIAL	Application Number	10/633,297

Attorney Docket No.

F	E	E	T	R		<b>NS</b>	M	IT	TA	L
•			fo	r	F۱	/ 2	200	)4		

(\$) 0.00

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** 

Filing Date	July 31, 2003		
First Named Inventor	Al M. Arellanes	 	
Examiner Name	Tara L. Mayo		
Art Unit	3671	,	

| GEO 301C

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)					
Check Credit card Money Other None	3. ADDITIONAL FEES					
Deposit Account:	Large Er					
Deposit 44 4540			Fee Code	Fee (\$)	Fee Description	Fee Paid
Account Number			2051		Surcharge - late filing fee or oath	
Deposit Account Kolisch Hartwell, P.C.	1052	50	2052		Surcharge - late provisional filing fee or cover sheet	
Name The Director is authorized to: (check all that apply)	1053	130	1053	130	Non-English specification	
Charge fee(s) indicated below Credit any overpayments	1812 2,	,520	1812 2	2,520	For filing a request for ex parte reexamination	<u> </u>
Charge any additional fee(s) or any underpayment of fee(s)	1804	920*	1804		Requesting publication of SIR prior to Examiner action	
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	1805 1,	,840*	1805		Requesting publication of SIR after Examiner action	
FEE CALCULATION	1251	110	2251	55	Extension for reply within first month	
1. BASIC FILING FEE	1252	420	2252	210	Extension for reply within second month	
Large Entity Small Entity	1253	950	2253	475	Extension for reply within third month	
Fee Fee Fee Fee Fee Paid Code (\$) Code (\$)	1254 1,	,480	2254	740	Extension for reply within fourth month	
1001 770 2001 385 Utility filing fee	1255 2,	,010	2255	1,005	Extension for reply within fifth month	<u> </u>
1002 340 2002 170 Design filing fee	1401	330	2401	165	Notice of Appeal	
1003 530 2003 265 Plant filing fee	1402	330	2402	165	Filing a brief in support of an appeal	
1004 770 2004 385 Reissue filing fee	1403	290	2403	145	Request for oral hearing	
1005 160 2005 80 Provisional filing fee	1451 1,	,510	1451	1,510	Petition to institute a public use proceeding	
SUBTOTAL (1) (\$) 0.00	1452	110	2452	55	Petition to revive - unavoidable	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1453 1,	,330	2453	665	Pétition to revive - unintentional	
Fee from	1501 1,	,	2501	665	Utility issue fee (or reissue)	
	I	480	2502		Design issue fee	
Independent 05 05 ** 0 × 43 00 0	ı	640	2503		Plant issue fee	<u> </u>
Claims	1460	130	1460		Petitions to the Commissioner	
Large Entity   Small Entity	1807	50	1807		Processing fee under 37 CFR 1.17(q)	
Fee Fee Fee Fee Description	1806	180	1806		Submission of Information Disclosure Stmt	
Code (\$)   Code (\$)   1202   18   2202   9 Claims in excess of 20	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1201 86 2201 43 Independent claims in excess of 3	1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1203 290 2203 145 Multiple dependent claim, if not paid	1810	770	2810	385	For each additional invention to be	
1204 86 2204 43 ** Reissue independent claims over original patent	4004	,,,	2004		examined (37 CFR 1.129(b))	
1205 18 2205 9 ** Reissue claims in excess of 20	1801 1802	770 900	2801 1802	385 900	Request for Continued Examination (RCE)	<u> </u>
and over original patent	1002	300	1002	900	Request for expedited examination of a design application	
SUBTOTAL (2) (\$) 0.00	Other fee (specify)					
**or number previously paid, if greater; For Reissues, see above	*Reduce	ed by	Basic F	iling Fe	ee Paid SUBTOTAL (3) (\$) 0.00	) [

SUBMITTED BY (Complete (if applicable)) Registration No. Name (Print/Type) M. Matthews Hall, Esq. 43,653 Telephone (503) 224-6655 (Attorney/Agent) Signature Hah Mathle March 29, 2004

> WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

## MR 3 700 LE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Date: March 29, 2004

AL M. ARELLANES

Serial No. :

10/633,297

Examiner Tara L. Mayo

Filed

July 31, 2003

Group Art Unit 3671

For

FLUENT MATERIAL CONFINEMENT SYSTEM

Mail Stop NON-FEE AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

## **RESPONSE TO OFFICE ACTION**

In response to the Office action dated January 28, 2004, please consider the following amendments and remarks:

Amendments to the Specification	Begin on page 2
Amendments to the Claims	Begin on page 4
Amendments to the Drawings	None
Remarks	Begin on page 12
and the second of the second o	